

Office of the Governor

STATE OF WYOMING EXECUTIVE ORDER

Order 2007 - 3

APPOINTMENT OF SECRETARY OF STATE TO ACT IN PLACE OF GOVERNOR FOR LIMITED PURPOSE

WHEREAS, pursuant to WYO. STAT. § 1-39-112, the heirs of Steven Richard Sabala, who died on December 26, 2006, subsequent to an automobile accident which occurred on I-90 in the area of Milepost 86.3, southeast of Buffalo, Wyoming, may assert a claim against the Wyoming Highway Patrol arising from said death; and

WHEREAS, the law firm of Davis & Cannon represents the heirs of Steven Richard Sabala; and

WHEREAS, Nancy D. Freudenthal is a member of the Davis & Cannon law firm and is the spouse of Dave Freudenthal, Governor of Wyoming; and

WHEREAS, WYO. STAT. § 1-41-106 provides that the Governor is authorized to settle claims brought under the Wyoming Governmental Claims Act for any amount not to exceed the maximum liability limits under the Act; and

WHEREAS, as a member of Davis & Cannon Law Firm, Nancy D. Freudenthal could derive direct or indirect pecuniary gain from any settlement of the above-mentioned claim, and

WHEREAS, pursuant to the Ethics and Disclosure Act (WYO. STAT. § 9-13-101 through 9-13-108) I have determined that I should abstain from making any official decision in the matter in order to avoid any appearance of impropriety; and

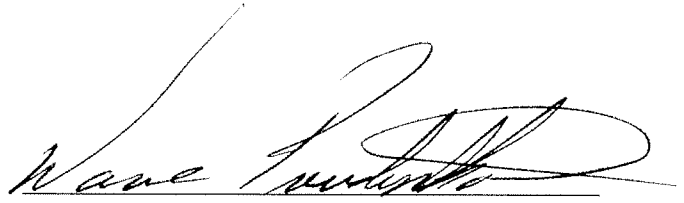
WHEREAS, pursuant to Wyoming Constitution Article 4, Sec. 6 and WYO. STAT. § 9-1-211 the Secretary of State shall act as governor when I am incapable of performing my duties or am unable to act. I am unable to act in this particular matter because of a conflict of interest.

NOW, THEREFORE, I, Dave Freudenthal, Governor of the State of Wyoming, declare a conflict of interest in the above-referenced matter and, do hereby order:

That Max Maxfield, Secretary of State, is appointed and authorized to act in my place and to exercise my statutory authority pursuant to WYO. STAT. § 1-41-106 in this matter.

This Order shall take effect immediately upon its execution.

Given under my hand and the Executive Seal of the State of Wyoming this 14th day of March, 2007.


Dave Freudenthal
Governor